

WEDNESDAY, JUNE 19, 2002

NINETIETH LEGISLATIVE DAY

The House met at 10:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Rabbi Mark Schifftan, The Temple - Oahabai Sholom, Nashville, Tennessee.

Representative Kisber led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present.....96

Representatives present were: Armstrong, Arriola, Baird, Beavers, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Casada, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Bittle; personal reasons.

Representative Cooper; illness.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 382: Rep(s). Beavers and Rowland as prime sponsor(s).

House Resolution No. 383: Rep(s). Beavers and Rowland as prime sponsor(s).

House Resolution No. 384: Rep(s). Beavers and Rowland as prime sponsor(s).

House Resolution No. 385: Rep(s). Beavers and Rowland as prime sponsor(s).

House Resolution No. 386: Rep(s). Beavers and Rowland as prime sponsor(s).

House Resolution No. 387: Rep(s). Beavers and Rowland as prime sponsor(s).

House Resolution No. 389: Rep(s). Roach as prime sponsor(s).

House Joint Resolution No. 849: Rep(s). Overbey as prime sponsor(s).

House Joint Resolution No. 850: Rep(s). Davidson and Sands as prime sponsor(s).

House Joint Resolution No. 1133: Rep(s). Naifeh as prime sponsor(s).

House Joint Resolution No. 1135: Rep(s). Buttry as prime sponsor(s).

House Joint Resolution No. 1136: Rep(s). Lewis and Hood as prime sponsor(s).

House Joint Resolution No. 1138: Rep(s). Armstrong, Bowers, Pruitt, Langster, L. DeBerry, U. Jones, Miller, Brown, Shaw and Caldwell as prime sponsor(s).

House Joint Resolution No. 1145: Rep(s). Davis (Washington) as prime sponsor(s).

House Bill No. 102: Rep(s). West as first prime sponsor(s).

House Bill No. 884: Rep(s). Whitson, Davis (Cocke) and Turner (Hamilton) as prime sponsor(s).

House Bill No. 2405: Rep(s). Roach and Ford as prime sponsor(s).

House Bill No. 3289: Rep(s). Goins as prime sponsor(s).

House Bill No. 3291: Rep(s). Rowland and Beavers as prime sponsor(s).

SPONSORS REMOVED

House Bill No. 102: Rep(s). McMillan as prime sponsor(s).

MESSAGE FROM THE SENATE

May 30, 2002

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1682, 1765, 2092, 2503, 2525; also, Senate Joint Resolution(s) No(s). 812, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850 and 851 for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

**SIGNED
May 30, 2002**

The Speaker signed the following: Senate Bill(s) No(s). 1682, 1765, 2092, 2503, 2525; also, Senate Joint Resolution(s) No(s). 812, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850 and 851.

**ENROLLED BILLS
May 30, 2002**

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 1106, 1434, 2672, 2827, 2915, 3051, 3252, 3269, 3273, 3274, 3275, 3279, 3280; also, House Joint Resolution(s) No(s). 121, 672, 862, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1102, 1103, 1104, 1107, 1108, 1109, 1110, 1111, 1112, 1123 and 1132.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED
May 30, 2002**

The Speaker signed the following: House Bill(s) No(s). 1106, 1434, 2672, 2827, 2915, 3051, 3252, 3269, 3273, 3274, 3275, 3279, 3280; also, House Joint Resolution(s) No(s). 121, 672, 862, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1102, 1103, 1104, 1107, 1108, 1109, 1110, 1111, 1112, 1123 and 1132.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE GOVERNOR
May 30, 2002**

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 674, 735, 789, 836, 920, 1039, 1040, 1041, 1042, 1044, 1045, 1046, 1047, 1049, 1050, 1051, 1052, 1053, 1054, 1055 and 1080, with his approval.

JAY BALLARD, Counsel to the Governor.

**MESSAGE FROM THE SENATE
May 30, 2002**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1106, 1434, 2672, 2827, 2915, 3051, 3252, 3269, 3273, 3274, 3275, 3279, 3280; also, House Joint Resolution(s) No(s). 121, 672, 862, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1102, 1103, 1104, 1107, 1108, 1109, 1110, 1111, 1112, 1123 and 1132; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK
May 30, 2002

The following bill(s) was/were transmitted to the Governor for his action: House Bill(s) No(s). 1106, 1434, 2672, 2827, 2915, 3051, 3252, 3269, 3273, 3274, 3275, 3279, 3280; also, House Joint Resolution(s) No(s). 121, 672, 862, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1102, 1103, 1104, 1107, 1108, 1109, 1111, 1112, 1123 and 1132.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR
May 31, 2002

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 3256, 3265, also, House Joint Resolution(s) No(s). 704; without his signature.

JAY BALLARD, Counsel to the Governor.

MESSAGE FROM THE GOVERNOR
May 31, 2002

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 1139, also, House Joint Resolution(s) No(s). 1056, 1057, 1058, 1059, 1069, 1071, 1073, 1074, 1075, 1077, 1081, 1082, 1083, 1084, 1085, 1086, 1088, 1089 and 1090; with his approval.

JAY BALLARD, Counsel to the Governor.

MESSAGE FROM THE GOVERNOR
June 3, 2002

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 1087, with his approval.

JAY BALLARD, Counsel to the Governor.

MESSAGE FROM THE GOVERNOR
June 4, 2002

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 1038, 1043, 1070 and 1072, with his approval.

JAY BALLARD, Counsel to the Governor.

MESSAGE FROM THE GOVERNOR

June 5, 2002

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 2693, 2939 and 3277, without his signature.

JAY BALLARD, Counsel to the Governor.

ENGROSSED BILLS

June 6, 2002

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 2286 and 2789.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

June 6, 2002

The following bill(s) have been transmitted to the Governor for his action: House Joint Resolution(s) No(s). 1110.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

June 10, 2002

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 121, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1102, 1103, 1104, 1107, 1108, 1109, 1110, 1111 and 1112, with his approval.

JAY BALLARD, Counsel to the Governor.

MESSAGE FROM THE GOVERNOR

June 11, 2002

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 1106, 1434, 2915, 3051, 3252, 3273, 3274, 3275, 3279, 3280, also, House Joint Resolution(s) No(s). 672, 862, 1123 and 1132; with his approval.

JAY BALLARD, Counsel to the Governor.

MESSAGE FROM THE GOVERNOR

June 12, 2002

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 2672, 2827 and 3269, without his signature.

JAY BALLARD, Counsel to the Governor.

MESSAGE FROM THE SENATE

June 19, 2002

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 643, 852, 853, 854, 855, 856, 858, 859, 860, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876 and 878; all adopted for concurrence.

RUSSELL A. HUMPHREY, Chief Clerk.

Senate Joint Resolution No. 643 -- Memorials, Public Service - Fred and Laura Harris. by *Cooper J, *Cohen, *Carter, *McNally, *Atchley, *Blackburn, *Burchett, *Burks, *Clabough, *Cooper J, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jackson, *Kurita, *Kyle, *Miller J, *Norris, *Person, *Ramsey, *Rochelle, *Trail, *Wilder, *Williams, Sen..

Senate Joint Resolution No. 852 -- Memorials, Interns - Sarah Tankersly. by *Jackson.

Senate Joint Resolution No. 853 -- Memorials, Death - Ned Lyle. by *Crowe.

Senate Joint Resolution No. 854 -- Memorials, Interns - Travis Brown. by *Person, *McNally.

Senate Joint Resolution No. 855 -- Memorials, Interns - Jonathan Pierre Langlois. by *Person, *Kyle.

Senate Joint Resolution No. 856 -- Memorials, Retirement - Rebecca Ferrar. by *Burchett, *Williams, Sen., *Henry, *Rochelle, *Kyle.

Senate Joint Resolution No. 858 -- Memorials, Sports - Dickson County Cougars Softball team, winners of State Championship. by *Jackson.

Senate Joint Resolution No. 859 -- Memorials, Death - Harold Caldwell Lee. by *Trail.

Senate Joint Resolution No. 860 -- Memorials, Death - Paul Redick. by *Blackburn.

Senate Joint Resolution No. 862 -- Memorials, Interns - Jamar T. Fuqua. by *Burks.

Senate Joint Resolution No. 863 -- Memorials, Sports - LaVergne High School Baseball Team, 2002 TSSAA Class AAA State Champions. by *Trail.

Senate Joint Resolution No. 864 -- Memorials, Public Service - Jeffrey Lloyd Osgood, Jr. by *Graves, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper J, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jackson, *Kurita, *Kyle, *McNally, *Miller J, *Norris, *Person, *Ramsey, *Rochelle, *Trail, *Wilder, *Williams, Sen..

Senate Joint Resolution No. 865 -- Memorials, Recognition - Stephen James Mackie. by *Herron.

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Senate Joint Resolution No. 866 -- Memorials, Academic Achievement - Zackary Alan Wood, Salutatorian, Obion County Central High School. by *Herron.

Senate Joint Resolution No. 867 -- Memorials, Professional Achievement - Walter Butler, Pinnacle of Excellence. by *Herron.

Senate Joint Resolution No. 868 -- Memorials, Death - William Harold "Snag" Hayes. by *Herron.

Senate Joint Resolution No. 869 -- Memorials, Academic Achievement - Dusty Patterson, Salutatorian, Dresden High School. by *Herron.

Senate Joint Resolution No. 870 -- Memorials, Academic Achievement - Linda Farmer, Valedictorian, Dresden High School. by *Herron.

Senate Joint Resolution No. 871 -- Memorials, Sports - Country Music Marathon. by *Herron, *Haynes.

Senate Joint Resolution No. 872 -- Memorials, Academic Achievement - Connie Lin Barker, Valedictorian, Obion County Central High School. by *Herron.

Senate Joint Resolution No. 873 -- Memorials, Retirement - Jake Laham. by *Herron.

Senate Joint Resolution No. 874 -- Memorials, Public Service - Samuel Epting, Director of Finance, Tennessee Housing Development Agency. by *Henry.

Senate Joint Resolution No. 875 -- Memorials, Personal Occasion - Senator Ronnie Greer, 50th birthday. by *Haun, *McNally, *Williams, Sen., *Cohen, *Rochelle, *Herron, *Kyle.

Senate Joint Resolution No. 876 -- Memorials, Retirement - Ernie Blankenship. by *Clabough, *McNally, *Cohen, *Henry, *Herron.

Senate Joint Resolution No. 878 -- Memorials, Death - Guilford Dudley, Jr. by *Henry, *McNally, *Harper, *Haynes, *Cohen.

PERSONAL ORDERS

RECOGNITION IN THE WELL

Rep. Sherry Jones was recognized from her desk for remarks.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Joint Resolution No. 1138** -- General Assembly, Confirmation of Appointment - Wilbert D. Minter, Registry of Election Finance. by *Davidson, *Armstrong, *Bowers, *Pruitt, *Langster, *DeBerry L, *Jones U (Shelby), *Miller L, *Brown, *Shaw, *Caldwell.

House State and Local Government Committee

***House Joint Resolution No. 1139** -- General Assembly, Confirmation of Appointment - Bill G. Williams, Tennessee State Forestry Commission. by *Davis (Cocke).

House Agriculture Committee

***House Joint Resolution No. 1147** -- Highway Signs - "Veterans Memorial Highway," U.S. Highway 127 in Cumberland County. by *Walker .

House Finance, Ways and Means Committee

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 3295 -- Rossville - Subject to local approval, rewrites charter. Amends Chapter 78 of the Private Acts of 1991; as amended. by *Fitzhugh.

House Bill No. 3296 -- Haywood County - Subject to local approval, effective September 1, 2006, makes position of general sessions judge full-time position; requires such judge to be attorney and possess all other qualifications of inferior judges; and sets salary at same amount provided by law for circuit judges and chancellors. by *Fitzhugh.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 3293 -- Lebanon -- Local Bill Held on House Desk

House Bill No. 3294 -- Madison County -- Local Bill Held on House Desk

REPORTS FROM STANDING COMMITTEES

The committees that met on **June 4, 2002**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) and/or resolution(s) on the **Consent Calendar for June 19, 2002**: Senate Joint Resolution(s) No(s). 611 and 510.

REPORTS FROM STANDING COMMITTEES

The committees that met on **June 18, 2002**, reported the following:

EDUCATION

The Education Committee recommended for passage: House Joint Resolution(s) No(s). 849, 850 and 851. Under the rules, each was transmitted to the Calendar and Rules Committee.

FINANCE, WAYS AND MEANS

The Finance, Ways and Means Committee recommended for passage: House Bill(s) No(s). 2405. Under the rules, each was transmitted to the Calendar and Rules Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **June 19, 2002**, reported the following:

JUDICIARY

The Judiciary Committee recommended for passage: House Bill(s) No(s). 2115. Under the rules, each was transmitted to the Calendar and Rules Committee.

STATE AND LOCAL GOVERNMENT

The State and Local Government Committee recommended for passage: House Joint Resolution(s) No(s). 1105, 1106 and 1138. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 3182 and House Joint Resolution(s) No(s). 1037 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee further reports that House Bill No. 3034 was considered, but failed to pass.

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **June 19, 2002**: House Bill(s) No(s). 2405.

The Committee set the following bill(s) and/or resolution(s) on the **Supplemental Consent Calendar** for **June 19, 2002**: House Bill(s) No(s). 2115, House Joint Resolution(s) No(s). 1138, 1106, 1105, 849, 851 and 850.

CONSENT CALENDAR

House Bill No. 3289 -- Jellico - Subject to local approval, rewrites charter. Amends Chapter 101 of the Private Acts of 1998. by *Baird. (SB3247 by *McNally)

House Bill No. 3286 -- Savannah - Subject to local approval, authorizes city commission to exercise current powers by means of either resolution or ordinance. Amends Chapter 683 of the Private Acts of 1951; as amended. by *Rinks. (SB3241 by *Wilder)

House Bill No. 3292 -- Macon County - Subject to local approval, authorizes levy of privilege tax on new land development. by *Buck, *Winningham. (SB3250 by *Burks)

House Bill No. 3284 -- Humboldt - Subject to local approval, revises provisions for election, qualifications and powers of city judge. Amends Chapter 61 of the Private Acts of 2001. by *Phelan. (SB3238 by *Carter)

***Senate Joint Resolution No. 611** -- Naming and Designating - Designates Main Drive at new Tennessee Fire Service and Codes Enforcement Academy in Bedford County as "Senator Tommy Haun Boulevard". by *Cooper J, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper J, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jackson, *Kurita, *Kyle, *McNally, *Miller J, *Norris, *Person, *Ramsey, *Rochelle, *Trail, *Wilder, *Williams, Sen..

***Senate Joint Resolution No. 510** -- General Assembly, Statement of Intent or Position - Expresses position that teenage in-vehicle drinking and related drug use is at level worthy of connection to local and state substance abuse and youth violence prevention strategies. by *Cohen.

OBJECTION -- CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

House Bill No. 3292: by Rep. Winningham

Under the rules, House Bill(s) No(s). 3292 was/were placed at the foot of the calendar for June 20, 2002.

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Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes95
Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Casada, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 451 -- Alcoholic Beverages - Clarifies that owner of establishment licensed to sell alcoholic beverages for consumption on premises is not required to have server permit. Amends TCA Title 57, Chapter 3 and Title 57, Chapter 4. by *Kent. (*SB272 by *Haynes)

Further consideration of House Bill No. 451 previously considered on May 29, 2002, at which time it was reset for today's Calendar.

Rep. Kent moved that House Bill No. 451 be reset for the Regular Calendar on June 20, 2002, which motion prevailed.

***House Bill No. 3125** -- Gambling - Exempts pinball machines manufactured before 1980 from prohibition against gambling. Amends TCA Title 39, Chapter 17. by *Armstrong. (SB3025 by *Haun)

Further consideration of House Bill No. 3125 previously considered on April 24, 2002, at which time the bill failed to receive a Constitutional majority, May 8, 2002, May 15, 2002, May 22, 2002 and May 29, 2002, at which time it was reset for today's Calendar.

Rep. Armstrong moved that House Bill No. 3125 be reset for the Regular Calendar on June 20, 2002, which motion prevailed.

SUPPLEMENTAL REGULAR CALENDAR

***House Bill No. 2405** -- Water - Prohibits lowering of lakes 30 feet of full pool except in state or national declared disaster or emergency. Amends TCA Title 7; Title 40 and Title 69. by *Davis (Cocke). (SB2476 by *Haun, *Williams, Sen.)

On motion, House Bill No. 2405 was made to conform with **Senate Bill No. 2476**; the Senate Bill was substituted for the House Bill.

Rep. Davis (Cocke) moved that Senate Bill No. 2476 be passed on third and final consideration.

On motion, Rep. Garrett withdrew Conservation and Environment Committee Amendment No. 1.

Rep. Davis (Cocke) moved that **Senate Bill No. 2476** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Casada, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

SUPPLEMENTAL REGULAR CALENDAR NO. 2

House Bill No. 884 -- Alcoholic Offenses - Effective September 30, 2003, decreases from .10 percent to .08 percent blood alcohol content required to commit offense of DUI only if enactment of .08 percent DUI law is still federally required; repeals offense of adult DWI, but permits use of prior convictions for certain purposes; requires drug and alcohol assessment and treatment and use of ignition interlock device if person is convicted of second offense DUI and first conviction occurred within previous five years. Amends TCA Title 40, Chapter 33, Part 2 and Title 55, Chapter 10, Part 4. by *Head, *Newton, *Langster, *Kent, *Cole (Carter), *Patton, *Ford S, *Whitson, *Davis (Cocke), *Turner (Hamilton). (*SB1471 by *Haun, *Person)

Further consideration of House Bill No. 884 previously considered on May 24, 2001, May 31, 2001, June 4, 2001 and June 11, 2001, at which time it was reset for today's Calendar.

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On motion, House Bill No. 884 was made to conform with **Senate Bill No. 1471**; the Senate Bill was substituted for the House Bill.

BILL HELD ON DESK

Rep. Head moved that Senate Bill No. 1471 be held on the Clerk's desk, which motion prevailed.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Supplemental Consent Calendar for June 19, 2002:

House Resolution No. 382 -- Memorials, Retirement - Carla Wright. by *Hood, *Beavers, *Rowland.

House Resolution No. 383 -- Memorials, Retirement - Jim Akins. by *Johnson, *Overbey.

House Resolution No. 384 -- Memorials, Personal Achievement - Rachel Barrett, Youth Excellence Award for March. by *Stanley.

House Resolution No. 385 -- Memorials, Academic Achievement - Tiffany Marie Kelley. by *Johnson.

House Resolution No. 386 -- Memorials, Interns - Stephen Clements. by *Stanley, *Hargett, *Johnson.

House Resolution No. 387 -- Memorials, Personal Occasion - Ernestine Scott Short, 85th birthday. by *Hood, *Beavers, *Rowland.

House Resolution No. 388 -- Memorials, Heroism - J. D. Williams. by *Ferguson.

House Resolution No. 389 -- Memorials, Recognition - Martha Dandridge Garden Club, 75th anniversary. by *Hagood, *Roach.

House Joint Resolution No. 1133 -- Memorials, Recognition - Harding Academy of Memphis, Inc. by *DeBerry J.

House Joint Resolution No. 1134 -- Memorials, Recognition - Mary Beth Gribble. by *Curtiss.

House Joint Resolution No. 1135 -- Memorials, Recognition - Unite Our Cities. by *Hagood, *Buttry.

House Joint Resolution No. 1136 -- Memorials, Retirement - Colonel Patrick Eagan. by *Fraley, *Lewis, *Hood.

House Joint Resolution No. 1137 -- Memorials, Death - Margaret Jewel Russell Padgett. by *Overbey, *Whitson.

CONSENT CALENDAR
June 19, 2002

The following local bills have been placed on the Supplemental Consent Calendar for **June 19, 2002**: House Bill(s) No(s). 3291.

SUPPLEMENTAL CONSENT CALENDAR

House Joint Resolution No. 1133 -- Memorials, Recognition - Harding Academy of Memphis, Inc. by *DeBerry J.

House Joint Resolution No. 1134 -- Memorials, Recognition - Mary Beth Gribble. by *Curtiss.

House Resolution No. 382 -- Memorials, Retirement - Carla Wright. by *Hood, *Beavers, *Rowland.

House Resolution No. 383 -- Memorials, Retirement - Jim Akins. by *Johnson, *Overbey.

House Resolution No. 384 -- Memorials, Personal Achievement - Rachel Barrett, Youth Excellence Award for March. by *Stanley.

House Resolution No. 385 -- Memorials, Academic Achievement - Tiffany Marie Kelley. by *Johnson.

House Resolution No. 386 -- Memorials, Interns - Stephen Clements. by *Stanley, *Hargett, *Johnson.

House Resolution No. 387 -- Memorials, Personal Occasion - Ernestine Scott Short, 85th birthday. by *Hood, *Beavers, *Rowland.

House Resolution No. 388 -- Memorials, Heroism - J. D. Williams. by *Ferguson.

House Resolution No. 389 -- Memorials, Recognition - Martha Dandridge Garden Club, 75th anniversary. by *Hagood, *Roach.

House Joint Resolution No. 1135 -- Memorials, Recognition - Unite Our Cities. by *Hagood, *Buttry.

House Joint Resolution No. 1136 -- Memorials, Retirement - Colonel Patrick Eagan. by *Fraleigh, *Lewis, *Hood.

House Joint Resolution No. 1137 -- Memorials, Death - Margaret Jewel Russell Padgett. by *Overbey, *Whitson.

House Bill No. 3291 -- Rutherford County - Subject to local approval, authorizes county highway commission and superintendent to work on public drainage easements. Amends Chapter 55 of the Private Acts of 1951; as amended. by *Hood, *Rowland, *Beavers. (SB3246 by *Trail)

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House Bill No. 2115 -- Claims Commission, Tennessee - Extends term of office for persons serving on commission from six years to eight years. Amends TCA Title 9, Chapter 8, Part 3. by *Cole (Dyer). (*SB2130 by *Cooper J, *Dixon)

On motion, House Bill No. 2115 was made to conform with **Senate Bill No. 2130**; the Senate Bill was substituted for the House Bill.

***House Joint Resolution No. 1138** -- General Assembly, Confirmation of Appointment - Wilbert D. Minter, Registry of Election Finance. by *Davidson, *Armstrong, *Bowers, *Pruitt, *Langster, *DeBerry L, *Jones U (Shelby), *Miller L, *Brown, *Shaw, *Caldwell.

House Joint Resolution No. 1106 -- General Assembly, Confirmation of Appointment - Michael McCroskey, Registry of Election Finance. by *McDaniel.

House Joint Resolution No. 1105 -- General Assembly, Confirmation of Appointment - Karen Dunavant, Registry of Election Finance. by *McDaniel.

House Joint Resolution No. 851 -- General Assembly, Confirmation of Appointment - Carolyn D. Pearre, State Board of Education. by *Harwell, *Bunch.

House Joint Resolution No. 850 -- General Assembly, Confirmation of Appointment - Flavius A. Barker, State Board of Education. by *Rhinehart, *Davidson, *Sands.

House Joint Resolution No. 849 -- General Assembly, Confirmation of Appointment - Richard Ray, State Board of Education. by *McCord, *Overbey.

REMARKS

Rep. Overbey requested that the following remarks be spread on the House Journal regarding House Joint Resolution No. 1137:

MARGARET JEWEL RUSSELL PADGETT – A GEM OF A LIFE

We've known her by many names. In her family, she was known as "daughter" to her parents, Velma Douglas and James Dewey Russell; "sister" to Edith, Don, and Joe; "aunt" to Russell, Terri Lynn, Jimmy Joe, and me; "wife" to Sam; "mother" to Margaret Jane and Samantha Lee; and, "grandmother" to Catherine Elizabeth, Mahala Jane, Gabriel Douglas, and Erin Jewel. Most of you who have known her in Johnson City or Greeneville, called her "Margaret." But, in the Russell family tradition of using double names and, in some cases, only middle names, her mother called her Jewel, and that was the name most of us in the family called her.

In the clarity of hindsight, we can see her mother's clairvoyance in the selection of the name "Jewel" for this precious lady. Webster's New World Dictionary defines "jewel" as "a valuable ornament,...a precious stone,...[or] any person very dear to one." In the next edition of the dictionary, rather than using words to define "jewel," they should simply use a picture of Margaret Jewel Russell Padgett.

Her life personifies the definition of "jewel." She was a person of worth and value – a valuable ornament to this world and to those who knew her. How do we know this? I offer two pieces of evidence: Marty and Samantha. The worth and value of Margaret are clear for all to see in her daughters. She is proud of her daughters and proud of their husbands, John Seaton and Wayne Bruce.

A synonym for "jewel" is "gem." According to Webster's, a "gem" is a "precious stone" or "anything prized for its beauty and value." Those who knew Jewel loved her, prized her. Her husband, Sam, knew it when he met this jewel, this gem. Like her friends, he prized and valued the woman he met, loved, and married.

A jewel or gem has facets. So, too, does Margaret Padgett. She was truly a multifaceted person. What are some of those facets? Well, first, I think of Jewel as maybe being one of the first liberated women. She did not marry early as many of her contemporaries; rather she was a legal secretary for Wilson, Worley & Gamble. She took that job at a young age and worked for the late Mr. Wilson until her marriage to Sam. She was a valuable member of the law firm – I don't think they could run that office without her.

As a boy I recall spending many Saturdays with Aunt Jewel, and it never seemed to fail but that about mid-morning Mr. Wilson would call and ask Jewel to come in for some reason or the other. How I hated those phone calls.

I love, however, the story Jewel told about the time Bill Gamble requested that she make a photocopy of a person's naturalization papers, which, of course, she did. A few days later the FBI showed up and wanted to know who made the copy, and, like any good, self-respecting lawyer, Bill pointed at Jewel and said, "She did it." She was ever the loyal secretary.

I also remember Jewel liked cars. Her father drove a Ford and my father drove a Chevy, but Jewel drove a Mercury, which to me seemed racy and exotic. It was not very exotic, however, that evening in the 60's when late one evening, on the way back from a shopping trip to Knoxville, that her Mercury ran out of gas on Highway 11W and we barely made it into a filling station.

I think we all also know that Jewel loved Elvis, and I think she adored Robert Goulet, too, but not like Elvis. I think she had all of Elvis's records and saw nearly all of his movies – I know this because she took me to most of them. One of her most prized possessions was a birthday card from Elvis proclaiming her "the rage at any age."

We also know that she loved the color blue. Whatever she got, it had to be blue. This, of course, somewhat facilitated getting Margaret a birthday or Christmas present. All you has to do was just make sure it is blue, and she would love it. I've got to think her favorite movie must have been "Blue Hawaii," Elvis and her favorite color, blue, all wrapped up into one package.

Another facet of Jewel was she liked to travel. She and Christine went to Germany – by themselves. She went to Puerto Rico, too, by herself. See what I mean by liberated?

Other facets of Jewel are playing the piano and singing. The songs I remember best her playing and singing were Christmas songs, like Frosty the Snowman, Winter Wonderland, and White Christmas. She could play the songs out of the Broadman and Baptist Hymnals, too. She sang in the choir at Calvary Baptist Church in Kingsport.

The side of Margaret many of you in Greeneville saw of her was as The Secretary (and I say this with a capital "T" and capital "S") of Hal Henard School. Was she not a stalwart there? Was Margaret not a jewel to deal with there? I think she took her job there as a calling, as her ministry to the community, to the children, to their parents, to the teachers, and to the principal and staff of Hal Henard School.

The main facet of Jewel, however, was as a devoted wife to Sam and a loving mother of two wonderful daughters. Sam, when you chose Jewel, you chose well, not because she was a member of our family, but because of who she was. She loved you with all of her heart, as you did her as well. The two of you lived the vows you took at your wedding to comfort each other, to honor each other, to be faithful to each other, and, as it has turned out, to keep each other in sickness and in health.

Now, this is not to say, that she didn't kid you, chide you, or even disagree with you at times. I know because I've seen it. She enjoyed it when the shelves you installed over the washer and dryer came tumbling down, just as we all laughed that fateful evening when you ended up with a lap full of hot spaghetti. But, undergirding it all was her love and devotion to you for over thirty-eight years of marriage.

And, Sam, I think I know what Margaret would want me to say to you today. I think she would want me to say the following to you from the lyrics of Elvis's "Love Me Tender":

Love me tender. Love me sweet. Never let me go. You have made my life complete, and I love you so.

And, what a mother Margaret was to Marty and Samantha. It is my understanding that Jewel never raised her voice with her daughters. Now, Marty and Samantha may claim that they never gave their mother cause to raise her voice, but we know better. What Jewel could do, however, was give that look and lower her voice, and her girls knew she meant business. She was there for them through all the tough times, the good times, the trying times, the accomplishments, which were many, and for their marriages and their labors and deliveries. As a mother, Jewel was, to use one of Sam's nautical terms, "steady at the wheel."

Through all and in all, there was a grace about Jewel. And, never was that grace more evident than in the way she meet and dealt with that imposter, cancer. During the past six months, as her body was racked with pain and her bones were so fragile they would break with a touch of the hand, Margaret was always reaching out and concerned about the person who had come to see her. But, isn't that the way it is with precious stones? There are beautiful, but they are also unbreakable. And, cancer may have broken her body, but it did not, could not, break her spirit. Through it all, Margaret was kind, brave, and, above all, full of grace.

Jewel, like her name implies, had many facets, and I can't begin to name them all. These few will have to do, and I can only hope that these few examples will help you call others to mind.

It's funny what you think about when you get the news like I got Friday morning when Sam called and told me that Jewel had left this life. I thought of one of the songs of Harry Chapin. I don't know that Jewel knew of Harry Chapin, and that's why my thinking of one of his songs may be strange. But, the song I thought of has a line that goes like this:

If a man tried to spend his time on earth and prove before he died what one man's life could be worth, well I wonder what would happen to this world.

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At first, I couldn't make sense of this thought. A verse from the Bible or a lyric from a hymn, I could understand, but a verse from a song by a singer that Jewel had never heard of? The line was with me all day Friday, as I thought about Jewel and Sam and their family.

As the day went on, I realized why God put that line in my head: Jewel lived the life that Harry Chapin only wondered about. Each and every day of her life, Jewel spent her time on earth showing just what a life could be worth. She did it by bringing out the best in those around her. She did it by loving her Lord. She did it by loving her husband. She did it by loving daughters and grandchildren. She did it by loving her family. She did it by loving her Hal Henard School family and her Church family.

What if everyone lived as she lived and loved as she loved? Well, if they did, I know what would happen to this world: this world would be the better for it. Jewel truly took her time on earth, a too short sixty-six years, and proved what a life could be worth.

This past Friday at about 7:10 a.m. Jewel entered the land of eternal light and joy, where in the fellowship of those who had gone before, including her mother and father, her brother, Joe, and her granddaughter Catherine, she heard those words that we, as Christians, all aspire to hear, "Well done, my good and faithful servant."

Margaret was a Jewel here on earth and, in love and thankfulness, her memory eternally sparkles and shines like the Jewel we know her to be.

Let us pray.

O God, whose mercies cannot be numbered: Accept our prayers on behalf of your servant, Jewel, and grant her an entrance into the land of light and joy, in the fellowship of your saints; through Jesus Christ our Lord, who lives and reigns with you and the Holy Spirit, one God, now and forever. Amen.

Book of Common Prayer, Burial Office II, p. 493.

Eulogy for Margaret Jewel Russell Padgett
First Baptist Church, Greeneville, Tennessee
Delivered by Doug Overbey
May 26, 2002

SUPPLEMENTAL CONSENT CALENDAR, CONTINUED

OBJECTION – SUPPLEMENTAL CONSENT CALENDAR

Objection(s) was/were filed to the following on the Supplemental Consent Calendar:

House Joint Resolution No. 851: by Rep. Ridgeway

House Joint Resolution No. 850: by Rep. Ridgeway

House Joint Resolution No. 849: by Rep. Ridgeway

Under the rules, House Joint Resolution(s) No(s). 851, 850 and 849 was/were placed at the foot of the calendar for June 20, 2002.

Pursuant to **Rule No. 50**, Rep. Miller moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Supplemental Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Supplemental Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes97
Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Casada, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 2106 -- School Transportation - Prohibits issuance of certificate to drive school bus in this state if applicant has been convicted of DUI, vehicular assault, vehicular homicide, or aggravated vehicular assault within five years of application for certificate; discretionary with board if five years or more. Amends TCA Title 49 and Title 55. by *Ferguson, *Harwell, *Lewis, *Johnson, *Overbey, *Ridgeway, *Kisber, *Caldwell, *Davis (Washington), *Walker, *Turner (Hamilton), *Clem, *Sargent, *Godsey, *Pleasant, *Wood, *Mumpower, *Dunn, *Hagood, *Montgomery, *Kernell. (*SB2014 by *Person, *Burks)

Senate Amendment No. 4

AMEND House Bill No. 2106 by deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-2107, is amended by adding the following new subsection:

(e) (1) Notwithstanding any other provision of law or rules and regulations adopted pursuant to subsection (b) to the contrary, no person shall be issued a certificate to drive a school bus in this state who, within five (5) years of such person's request for such a certificate, has been convicted in this state, or in any other jurisdiction pursuant to a law prohibiting the same conduct, of a violation of any of the following:

(A) Driving under the influence of an intoxicant as prohibited by § 55-10-401;

(B) Vehicular assault as prohibited by § 39-13-106;

(C) Vehicular homicide as prohibited by § 39-13-213(a)(2);

(D) Aggravated vehicular homicide as prohibited by § 39-13-218; or

(E) Manufacture, delivery, sale or possession of a controlled substance as prohibited by § 39-17-417.

(2) If the request for a certificate to drive a school bus in this state occurs five (5) years or more after the date of any such conviction, the board of education, in its discretion, may issue the person such a certificate.

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 6, Part 21, is amended by adding the following new section 49-6-2117:

Section 49-6-2217

(a) (1) Notwithstanding any other provision of law to the contrary, no private school as defined in § 49-6-3001(c)(3) or church related school as defined in § 49-50-801(a) shall employ or permit a person to drive a school bus in this state who, within five (5) years of such person's application to be employed or serve as a school bus driver, has been convicted in this state, or in any other jurisdiction pursuant to a law prohibiting the same conduct, of a violation of any of the following:

(A) Driving under the influence of an intoxicant as prohibited by § 55-10-401;

(B) Vehicular assault as prohibited by § 39-13-106;

(C) Vehicular homicide as prohibited by § 39-13-213(a)(2);

(D) Aggravated vehicular homicide as prohibited by § 39-13-218; or

(E) Manufacture, delivery, sale or possession of a controlled substance as prohibited by § 39-17-417.

(2) It shall be the responsibility of the private school or church related school to determine whether any person employed by such school to drive a school bus is in compliance with the provisions of this section.

SECTION 3. This act shall take effect July 1, 2002, the public welfare requiring it and shall apply to any public school, private school or church related school issuing a certificate to drive a school bus or employing or permitting a person to drive a school bus on or after such date.

Rep. Ferguson moved that the House concur in Senate Amendment(s) No(s). 4 to **House Bill No. 2106**, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Casada, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Windle, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE MESSAGE

***Senate Bill No. 2364** -- Jefferson County - Requires election of commissioners for water utility districts in Jefferson County. Amends TCA Section 7-82-307. by *Williams, Sen.. (HB3003 by *Roach, *Hagood)

Rep. Roach moved that Senate Bill No. 2364 be reset for the Message Calendar on June 20, 2002, which motion prevailed.

HOUSE ACTION ON SENATE MESSAGE

Senate Bill No. 2457 -- Taxes, Real Property - Includes hospital and hospital property owned or leased by private not-for-profit 501(c)(3) corporation in definition of industrial and commercial property for payment of property taxes. Amends TCA Title 67. by *Miller J. (*HB2200 by *Bunch)

Rep. Bunch moved that the House refuse to recede from its action in adopting Amendment(s) No(s). 1 to **Senate Bill No. 2457**, which motion prevailed.

HOUSE ACTION ON SENATE MESSAGE

***Senate Bill No. 2599** -- Flags - Requires public school students to recite pledge of allegiance daily, unless student or parent objects to student's participation on religious, philosophical, or other grounds; establishes requirements for participation and non-participation in such exercise. Amends TCA Title 49, Chapter 6. by *Crowe, *McNally, *Burks, *Graves, *Carter, *Trail, *Dixon, *Atchley, *Crutchfield, *Burchett, *Norris, *Blackburn, *Person, *Davis L, *Jackson. (HB2549 by *Davis (Washington), *Godsey, *Mumpower, *Goins, *Beavers, *Kernell, *Dunn, *Rowland, *Todd, *Baird, *Hargett, *Buttry, *Montgomery, *Black)

Rep. Davis (Washington) moved that the House refuse to recede from its action in adopting Amendment(s) No(s). 3 to **Senate Bill No. 2599**, which motion prevailed.

HOUSE ACTION ON SENATE MESSAGE

House Bill No. 2476 -- Child Custody and Support - Defines joint physical and legal custody; requires showing of direct physical harm or significant emotional harm to child or parent to rebut presumption joint custody in best interest of child. Amends TCA Title 36, Chapter 6, Part 1. by *Patton, *Fraley, *Odom, *DeBerry J, *Bowers, *West, *Kernell, *Bunch. (*SB2427 by *Haun, *Henry)

Rep. Patton moved that the House refuse to recede from its action in nonconcurring in Senate Amendment(s) No(s). 1 to **House Bill No. 2476**, which motion prevailed.

**CONFERENCE COMMITTEE REQUESTED
ON HOUSE BILL NO. 2476**

Pursuant to **Rule No. 73**, Representative Patton moved that the Speaker appoint a Committee of the House to meet with a like Committee of the Senate to resolve the differences between the two bodies on House Bill No. 2476, which motion prevailed.

HOUSE ACTION ON SENATE MESSAGE

Senate Bill No. 2596 -- Highway Signs - "James U.L. Scott Memorial Bridge", Roaring River on S.R. 53 in Jackson County. by *Burks, *Davis L. (*HB2377 by *Winningham, *White)

**CONFERENCE COMMITTEE REPORT
ON SENATE BILL NO. 2596**

The House and Senate Conference Committee appointed pursuant to motions to resolve the differences between the two houses on Senate Bill No. 2596 (House Bill No. 2377) has met and recommends that House Amendment No. 1 be deleted.

/s/	Senator Charlotte Burks	Representative Tommy Head
	Senator Micheal Williams	Representative Don Ridgeway
		Representative Les Winningham

Rep. Winningham moved that the Report of the Conference Committee on **Senate Bill No. 2596** be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes 94
Noes 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Casada, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odum, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tindell, Todd, Towns, Turner (Hamilton), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE MESSAGE

***House Bill No. 2093** -- Solid Waste Disposal - Requires senator and member of house who represent county where landfill or hazardous waste facility is to be located to be notified at least 30 days prior to date department of environment and conservation plans to issue permit for such landfill or facility. Amends TCA Title 68, Chapter 211; Title 68, Chapter 212 and Title 68, Chapter 213. by *Turner (Davidson). (SB2207 by *Haynes)

Rep. Turner (Davidson) moved that the House refuse to recede from its action in nonconcurring in Senate Amendment(s) No(s). 1, 2 and 4 to **House Bill No. 2093**, which motion prevailed.

CONFERENCE COMMITTEE REQUESTED ON HOUSE BILL NO. 2093

Pursuant to **Rule No. 73**, Representative Turner (Davidson) moved that the Speaker appoint a Committee of the House to meet with a like Committee of the Senate to resolve the differences between the two bodies on House Bill No. 2093, which motion prevailed.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 1416** -- Auctions and Auctioneers - Increases timing of deadline from 24 hours to 48 hours prior to auction when auctioneer must, upon request, furnish to chief of police or sheriff list of all properties to be sold. by *Rinks, *McDaniel. (SB1694 by *Clabough, *Atchley)

Senate Amendment No. 1

AMEND House Bill No. 1416 By deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 62-43-108(b)(3), is amended by adding the following language as a new subdivision (C):

(C) Notwithstanding any other provision of this chapter, the applicant shall obtain a corporate surety bond, in a form and content satisfactory to the commissioner, in the amount of one hundred thousand dollars (\$100,000) or five percent (5%) of the applicant's outstanding liabilities, whichever is greater, as shown by an audited financial statement or financial statement prepared in accordance with generally accepted accounting principles which financial statement shall be presented with the bond. The bond required herein shall condition and secure the principal's honest conduct of its business and compliance with all of the requirements of this chapter and the laws of the State of Tennessee, as well as the rules and regulations promulgated pursuant to this chapter. Any person having a right of action against a staff leasing company arising from non-compliance with a requirement of this chapter or title 50 may bring suit against the principal and sureties of such bond.

SECTION 2. Tennessee Code Annotated, Section 62-43-113(b)(2), is amended by deleting the period at the end of such subdivision and by substituting instead the following new language:

and, beginning on January 1, 2003, keep separate records and submit separate quarterly premium and wage reports pursuant to title 50, chapter 7, part 4 to report the leased employees of each of its clients by using the client lessee's account number and premium rate.

SECTION 3. Tennessee Code Annotated, Section 62-43-113(c), is amended by adding the following language as a new subdivision (5):

(5) Worker's compensation premiums shall be determined and paid based on the experience rating of the client company for which the leased employee performs services, provided the client company has sufficient worker's compensation premium volume to be experience rated, otherwise the premiums shall be the rate approved for an employer that cannot be experience rated.

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SECTION 4. This act shall take effect July 1, 2002, the public welfare requiring it.

Rep. Rinks moved that the House nonconcur in Senate Amendment(s) No(s). 1 to **House Bill No. 1416**, which motion prevailed.

HOUSE ACTION ON SENATE MESSAGE

***House Bill No. 102** -- Estates - Increases from five to ten days time period in which to mail copies of filed exceptions on clerk's decisions to personal representative and attorney of record. Amends TCA Title 30. by *West, *Odom, *Buck, *McMillan, *Winningham. (SB439 by *Haynes)

Rep. West moved that House Bill No. 102 be reset for the Message Calendar on June 20, 2002, which motion prevailed.

UNFINISHED BUSINESS

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Supplemental Consent Calendar No. 2 for June 19, 2002:

House Resolution No. 390 -- Memorials, Retirement - Charlene Norris. by *Hood, *Beavers, *Rowland.

House Resolution No. 391 -- Memorials, Recognition - Brian Graves, Tennessee Press Association Award. by *Ferguson, *Overbey, *Johnson.

House Joint Resolution No. 1140 -- Memorials, Recognition - Members of 100% Owen. by *Bone.

House Joint Resolution No. 1141 -- Memorials, Retirement - Minnie Bommer. by *Naifeh, *DeBerry L.

House Joint Resolution No. 1142 -- Memorials, Personal Occasion - Bill and Billie Bodafor, 50th wedding anniversary. by *West.

House Joint Resolution No. 1143 -- Memorials, Personal Occasion - Jerry Cameron and Etta Louise Teague, 50th wedding anniversary. by *Mumpower, *Godsey, *Davis (Washington), *Westmoreland.

House Joint Resolution No. 1144 -- Memorials, Retirement - J.H. Muse. by *Mumpower.

House Joint Resolution No. 1145 -- Memorials, Recognition - Beth Smith, 2002 Disaster Services Volunteer of the Year Award. by *Mumpower, *Davis (Washington).

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House Joint Resolution No. 1146 -- Memorials, Recognition - Farmers State Bank, 100th Anniversary. by *Mumpower.

House Joint Resolution No. 1148 -- Memorials, Death - William Dorsey Johns, Jr. by *Fowlkes.

House Joint Resolution No. 1149 -- Memorials, Death - Buddy Parker. by *Buck.

House Joint Resolution No. 1150 -- Memorials, Recognition - John Benjamin Briley. by *Black, *McDonald.

House Joint Resolution No. 1151 -- Memorials, Retirement - James Ronald Gambill. by *Kisber.

House Joint Resolution No. 1152 -- Memorials, Recognition - Mrs. Jerlene Moore-Doaks and Mrs. Ammie Coplin-Agnew. by *Phelan.

House Joint Resolution No. 1153 -- Memorials, Recognition - Trenton Historical Rosenwald School Alumni Association's Honor Awards. by *Phelan.

House Joint Resolution No. 1155 -- Memorials, Sports - Austin-East Magnet High School, 2001 TSSAA Class 2A Football Champions. by *Armstrong, *Tindell, *Dunn.

House Joint Resolution No. 1156 -- Memorials, Professional Achievement - Cindy Cameron Ogle, City Manager of the Year, Tennessee City Management Association. by *McCord, *Montgomery, *Davis (Cocke).

House Joint Resolution No. 1157 -- Memorials, Recognition - Demetrius Greer, Director of Graduate and Professional Opportunities, Tennessee State University. by *Langster, *Jones U (Shelby), *Rinks, *Head, *Armstrong, *Pruitt, *Briley, *Garrett, *Arriola.

House Joint Resolution No. 1158 -- Memorials, Recognition - Lamar Advertising Company. by *Langster, *Jones U (Shelby), *Rinks, *Head, *Armstrong, *Pruitt, *Briley, *Garrett, *Jones, S., *Arriola.

House Joint Resolution No. 1159 -- Memorials, Death - Theodore Wheeler, Jr. by *Turner (Hamilton).

House Joint Resolution No. 1160 -- Memorials, Public Service - William Ventress, Moccasin Bend Mental Health Institute Superintendent. by *Turner (Hamilton).

House Joint Resolution No. 1161 -- Memorials, Public Service - Dr. Terry Holmes, Moccasin Bend Mental Health Institute Clinical Director. by *Turner (Hamilton).

House Joint Resolution No. 1162 -- Memorials, Retirement - Angus McEachran. by *Chumney, *Scroggs, *DeBerry L, *Bowers, *Hagood, *Jones U (Shelby), *Kent, *Brooks, *Stanley, *Miller L, *Pleasant.

House Joint Resolution No. 1163 -- Memorials, Death - Clarksville Police Officer David J. Scott. by *McMillan, *Head.

WEDNESDAY, JUNE 19, 2002 – NINETIETH LEGISLATIVE DAY

House Joint Resolution No. 1164 -- Memorials, Personal Achievement - Elizabeth Wood, Miss Tennessee Teenager. by *Curtiss, *Walker .

House Joint Resolution No. 1166 -- Memorials, Death - Yamil Baez-Santiago. by *McMillan, *Head.

CONSENT CALENDAR

June 19, 2002

The following local bills have been placed on the Supplemental Consent Calendar No. 2 for **June 19, 2002**: House Bill(s) No(s). 3287 and 3288.

SUPPLEMENTAL CONSENT CALENDAR NO. 2

House Bill No. 3287 -- Gatlinburg - Subject to local approval, authorizes hotel motel tax to be increased from 3 percent to up to 5 percent of consideration charged to transients. Amends Chapter 200 of the Private Acts of 1978. by *McCord, *Montgomery. (*SB3244 by *Clabough)

House Bill No. 3288 -- Pigeon Forge - Subject to local approval, increases gross receipts tax from 1 percent to 2 percent. Amends Chapter 808 of the Public Acts of 1976. by *Montgomery, *McCord. (SB3245 by *Clabough)

House Resolution No. 390 -- Memorials, Retirement - Charlene Norris. by *Hood, *Beavers, *Rowland.

House Resolution No. 391 -- Memorials, Recognition - Brian Graves, Tennessee Press Association Award. by *Ferguson, *Overbey, *Johnson.

House Joint Resolution No. 1140 -- Memorials, Recognition - Members of 100% Owen. by *Bone.

House Joint Resolution No. 1141 -- Memorials, Retirement - Minnie Bommer. by *Naifeh, *DeBerry L.

House Joint Resolution No. 1142 -- Memorials, Personal Occasion - Bill and Billie Bodafor, 50th wedding anniversary. by *West.

House Joint Resolution No. 1143 -- Memorials, Personal Occasion - Jerry Cameron and Etta Louise Teague, 50th wedding anniversary. by *Mumpower, *Godsey, *Davis (Washington), *Westmoreland.

House Joint Resolution No. 1144 -- Memorials, Retirement - J.H. Muse. by *Mumpower.

House Joint Resolution No. 1145 -- Memorials, Recognition - Beth Smith, 2002 Disaster Services Volunteer of the Year Award. by *Mumpower, *Davis (Washington).

WEDNESDAY, JUNE 19, 2002 – NINETIETH LEGISLATIVE DAY

House Joint Resolution No. 1146 -- Memorials, Recognition - Farmers State Bank, 100th Anniversary. by *Mumpower.

House Joint Resolution No. 1148 -- Memorials, Death - William Dorsey Johns, Jr. by *Fowlkes.

House Joint Resolution No. 1149 -- Memorials, Death - Buddy Parker. by *Buck.

House Joint Resolution No. 1150 -- Memorials, Recognition - John Benjamin Briley. by *Black, *McDonald.

House Joint Resolution No. 1151 -- Memorials, Retirement - James Ronald Gambill. by *Kisber.

House Joint Resolution No. 1152 -- Memorials, Recognition - Mrs. Jerlene Moore-Doaks and Mrs. Ammie Coplin-Agnew. by *Phelan.

House Joint Resolution No. 1153 -- Memorials, Recognition - Trenton Historical Rosenwald School Alumni Association's Honor Awards. by *Phelan.

House Joint Resolution No. 1155 -- Memorials, Sports - Austin-East Magnet High School, 2001 TSSAA Class 2A Football Champions. by *Armstrong, *Tindell, *Dunn.

House Joint Resolution No. 1156 -- Memorials, Professional Achievement - Cindy Cameron Ogle, City Manager of the Year, Tennessee City Management Association. by *McCord, *Montgomery, *Davis (Cocke).

House Joint Resolution No. 1157 -- Memorials, Recognition - Demetrius Greer, Director of Graduate and Professional Opportunities, Tennessee State University. by *Langster, *Jones U (Shelby), *Rinks, *Head, *Armstrong, *Pruitt, *Briley, *Garrett, *Arriola.

House Joint Resolution No. 1158 -- Memorials, Recognition - Lamar Advertising Company. by *Langster, *Jones U (Shelby), *Rinks, *Head, *Armstrong, *Pruitt, *Briley, *Garrett, *Jones, S., *Arriola.

House Joint Resolution No. 1159 -- Memorials, Death - Theodore Wheeler, Jr. by *Turner (Hamilton).

House Joint Resolution No. 1160 -- Memorials, Public Service - William Ventress, Moccasin Bend Mental Health Institute Superintendent. by *Turner (Hamilton).

House Joint Resolution No. 1161 -- Memorials, Public Service - Dr. Terry Holmes, Moccasin Bend Mental Health Institute Clinical Director. by *Turner (Hamilton).

House Joint Resolution No. 1162 -- Memorials, Retirement - Angus McEachran. by *Chumney, *Scroggs, *DeBerry L, *Bowers, *Hagood, *Jones U (Shelby), *Kent, *Brooks, *Stanley, *Miller L, *Pleasant.

House Joint Resolution No. 1163 -- Memorials, Death - Clarksville Police Officer David J. Scott. by *McMillan, *Head.

WEDNESDAY, JUNE 19, 2002 – NINETIETH LEGISLATIVE DAY

House Joint Resolution No. 1164 -- Memorials, Personal Achievement - Elizabeth Wood, Miss Tennessee Teenager. by *Curtiss, *Walker .

House Joint Resolution No. 1166 -- Memorials, Death - Yamil Baez-Santiago. by *McMillan, *Head.

Rep. L. DeBerry moved that all members voting aye on House Joint Resolution No. 1141 be added as sponsors, which motion prevailed.

Rep. Chumney moved that all members voting aye on House Joint Resolution No. 1162 be added as sponsors, which motion prevailed.

Rep. McMillan moved that all members voting aye on House Joint Resolution(s) No(s). 1163 and 1166 be added as sponsors, which motion prevailed.

Rep. Kisber moved that all members voting aye on House Joint Resolution No. 1151 be added as sponsors, which motion prevailed.

Rep. Langster moved that all members voting aye on House Joint Resolution(s) No(s). 1157 and 1158 be added as sponsors, which motion prevailed.

Rep. Turner (Hamilton) moved that all members voting aye on House Joint Resolution No. 1159 be added as sponsors, which motion prevailed.

OBJECTION – SUPPLEMENTAL CONSENT CALENDAR NO. 2

Objection(s) was/were filed to the following on the Supplemental Consent Calendar No. 2:

House Bill No. 3287: by U. Jones

House Bill No. 3288: by U. Jones

Under the rules, House Bill(s) No(s). 3287 and 3288 was/were placed at the foot of the calendar for June 20, 2002.

Pursuant to **Rule No. 50**, Rep. Miller moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Supplemental Consent Calendar No. 2 be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Supplemental Consent Calendar No. 2 be concurred in, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Casada, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Bowers moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 1165 out of order, which motion prevailed.

House Joint Resolution No. 1165 -- Memorials, Government Officials - Urges state departments and agencies to give preference to entities bidding for or seeking to enter contracts with State, if such entities provide retirement benefits and health insurance coverage or group health plan to their employees. by *Bowers.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Bowers, the resolution was adopted by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Casada, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE MESSAGE

***Senate Bill No. 1201** -- Election Laws - Specifies that price for purchase of voter registration list must be reasonable. Amends TCA Title 2. by *Cooper J, *Cohen. (HB1767 by *Jones U (Shelby))

Rep. U. Jones moved that the House refuse to recede from its action in adopting Amendment(s) No(s). 2 to **Senate Bill No. 1201**, which motion prevailed.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 197: Rep(s). Curtiss as prime sponsor(s).

House Bill No. 1595: Rep(s). Kisber as prime sponsor(s).

House Bill No. 1964: Rep(s). Rinks as prime sponsor(s).

House Bill No. 2642: Rep(s). Curtiss as prime sponsor(s).

House Bill No. 2644: Rep(s). Curtiss as prime sponsor(s).

House Bill No. 2957: Rep(s). Armstrong as prime sponsor(s).

House Bill No. 2995: Rep(s). Buck as prime sponsor(s).

ENGROSSED BILLS

June 19, 2002

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 3284, 3286 and 3289.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENGROSSED BILLS

June 19, 2002

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 3291, also, House Joint Resolution(s) No(s). 1105, 1106, 1133, 1134, 1135, 1136, 1137, 1138, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1148, 1149, 1150, 1151, 1152, 1153, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165 and 1166.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENROLLED BILLS

June 19, 2002

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 382, 383, 384, 385, 386, 387, 388, 389, 390 and 391; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

June 19, 2002

The Speaker signed the following: House Resolution(s) No(s). 382, 383, 384, 385, 386, 387, 388, 389, 390 and 391.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

June 19, 2002

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 3282 and 3283; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

June 19, 2002

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 646; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

June 19, 2002

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 3291; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

June 19, 2002

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2250; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

June 19, 2002

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1131; substituted for Senate Bill(s) on the same subject(s), amended and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

June 19, 2002

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2651; substituted for Senate Bill(s) on the same subject(s), amended and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

June 19, 2002

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 3159; substituted for Senate Bill(s) on the same subject(s), amended and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

June 19, 2002

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2650; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

June 19, 2002

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1072, 1243, 1708, 3037; all passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

Senate Bill No. 1072 -- Criminal Procedure - States legislative finding that alternative sentences not appropriate for second offenders who injure victim. Amends TCA Title 38 through Title 41. by *Burks. (*HB65 by *McMillan, *Odom, *Todd)

***Senate Bill No. 1243** -- Victims' Rights - Renames "individual" as "person" under Criminal Injuries Compensation Act. Amends TCA Section 40-24-107 and Section 67-4-606. by *Burks, *Cooper J. (HB1323 by *McMillan, *Davidson)

Senate Bill No. 1708 -- Taxes, Exemption - Removes sales tax exemption for carpet installed in church. Amends Title 67, TCA. by *Clabough. (*HB1430 by *Whitson)

Senate Bill No. 3037 -- Administrative Procedure (UAPA) - Extends certain agency rules scheduled to expire pursuant to provisions of UAPA. by *Harper. (*HB2748 by *Kernell, *Brooks, *Cooper B)

MESSAGE FROM THE SENATE
June 19, 2002

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 592, 646, 659, 1113, 1114, 1115, 1116, 1117, 1118, 1120, 1121, 1122, 1124, 1125, 1126, 1127, 1128, 1129, 1130 and 1131; all concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE
June 19, 2002

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 1105, 1106, 1133, 1134, 1135, 1136, 1137, 1138, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1148, 1149, 1150, 1151, 1152, 1153, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, and 1166; all concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE
June 19, 2002

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2130, 2476; also, Senate Joint Resolution(s) No(s). 510 and 611 for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

SIGNED
June 19, 2002

The Speaker signed the following: Senate Bill(s) No(s). 2130, 2476; also, Senate Joint Resolution(s) No(s). 510 and 611.

ROLL CALL

The roll call was taken with the following results:

Present.....97

WEDNESDAY, JUNE 19, 2002 – NINETIETH LEGISLATIVE DAY

Representatives present were: Armstrong, Arriola, Baird, Beavers, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Casada, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

RECESS MOTION

On motion of Rep. Davidson, the House stood in recess until 10:00 a.m., Thursday, June 20, 2002.